IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.6756 OF 2004.

Padma Shyam Mathijani & anr. .... Petitioners.

versu.

Damodar G.Belani & ors. .... Respondents.

Shri D.D.Madon i/by M/s.Madekar & Co. for the Petitioners.

Shri A.S.Khandeparkar for the Respondents Nos.1 & 2.

CORAM : ABHAY S.OKA, J.

DATED : 13th December, 2004.

P.C.:

1. This Writ Petition was disposed of on 9th December 2004. Today the petition is moved in Chamber for seeking further orders.

2. Shri Madon, learned Counsel appearing for the Petitioners submits that ad-interim relief granted by this Court may be continued till 31st March 2005. Shri Khandeparkar, the learned Counsel appearing for the Respondents Nos.1 and 2, opposed the said request by pointing out that the Petitioners are Obstructionists and decree passed in the year 1974 is still not executed.

3. Considering the fact that the ad-itnerim relief was granted by this Court on 18th August 2004, I direct that the decree for possession shall not be executed against

the Petitioners till 31st January 2005 on condition that the Petitioners will maintain statusquo as of today in all respects in respect of the suit property allegedly in their possession.

4. Parties and the concerned Court to act on the authenticated copy of this order.

Judge.